

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF GEORGIA
BRUNSWICK DIVISION

FILED
U.S. DISTRICT COURT
SOUTHERN DISTRICT OF GEORGIA
AT BRUNSWICK

2001FLD-1 A 93

REY DAVID VARGAS and
RICHARD WAYNE BIESTER,

Petitioners,

vs.

JAMES L. LANIER, Warden, Wayne
State Prison; MILTON E. NIX, Chairman,
State Board of Pardons and Paroles,
and JAMES E. DONALD, Commissioner,

Respondents.

CIVIL ACTION NO.: CV206-081

ORDER

Petitioners, inmates at Wayne State Prison in Odum, Georgia, have filed a "Motion for Certificate of Appealability." Petitioners seek to appeal the dismissal of their petition for writ of habeas corpus filed pursuant to 28 U.S.C. § 2241. As a Certificate of Appealability is not required in an appeal of a § 2241 petition, Petitioners' motion is **dismissed**.

SO ORDERED, this 31st day of January, 2007.

Ashton Q. Delaney
JUDGE, UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF GEORGIA